

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	
v.	:	CRIMINAL NO. 18-026
JUSTIN DAVID MAY	:	

ORDER

AND NOW, this _____ day of February 2018, upon consideration of the Government's Unopposed Motion for Complex Case Declaration, it is ORDERED that the Government's motion is hereby **GRANTED**.

BY THE COURT:

HONORABLE JOEL H. SLOMSKY
Judge, United States District Court

GOVERNMENT’S UNOPPOSED MOTION FOR COMPLEX CASE DECLARATION

2. The charges in the indictment are based upon an investigation by the Federal Bureau of Investigation and the Internal Revenue Service's Criminal Investigation Division. The alleged conduct included the registration of false domain names, the creation of

false email addresses, and the fraudulent submission of hundreds of false warranty claims to Cisco Systems, Inc., and Microsoft, Inc., in order to defraud those companies out of millions of dollars in computer hardware, which the defendant is alleged to have resold. The investigation has yielded approximately 300,000 pages of documentary discovery, as well as over 200 gigabytes of computer data obtained during the search of the defendant's computers at his residence following the execution of two separate search warrants. This is an incredibly large amount of discovery that defense counsel cannot realistically complete within 70 days of the defendant's initial appearance in this case. In addition, the trial of this matter will be complex, will involve hundreds if not thousands of exhibits, and the government anticipates calling a significant number of witnesses, including employees of the various victims, persons to whom the defendant resold the equipment, persons from the shipping locations to which the defendant shipped the fraudulently-obtained computer hardware, employees of the check cashing establishment at which the defendant cashed the checks he obtained from his fraud, expert witnesses, and numerous custodians of record.

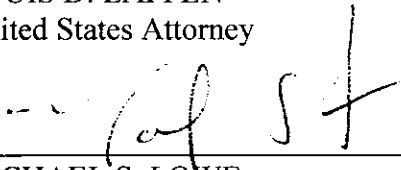
3. This case is unusual and complex due to the nature of the prosecution and the nature and quantity of the evidence, so that it is unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits established by the Speedy Trial Act, 18 U.S.C. § 3161. These factors outweigh the public's and the defendant's interests in a speedy trial.

5. The government has conferred with counsel for defendant May, who has advised government counsel that she does not oppose this motion and that she agrees that this case should be declared a complex case.

Accordingly, the government respectfully requests that its motion to have the case declared complex be granted. A proposed order is attached.

Respectfully submitted,

LOUIS D. LAPPEN
United States Attorney

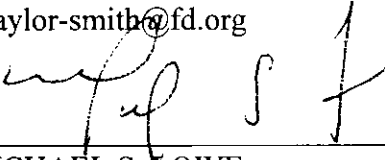


MICHAEL S. LOWE
Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Government's Motion for Complex Case Declaration has been served by e-mail and ECF filing upon:

Natasha Taylor-Smith
Assistant Federal Defender
Suite 540 West - The Curtis Center
601 Walnut Street
Philadelphia, PA 19106
Phone: 215-928-1100
Fax: 215-928-1112
Email: Natasha_taylor-smith@fd.org



MICHAEL S. LOWE
Assistant United States Attorney

DATE: February 6, 2018